

REMARKS

Claims 1-7, 9 and 14-23 were examined and reported in the Office Action. Claims 1-7, 9 and 14-23 are rejected. Claim 1 has been amended. Claims 5, 6, 7 22 and 23 have been cancelled. Claims 1-4, 9, and 14 – 21 remain.

Applicant requests reconsideration of the application in view of the amendments and the following remarks.

Claims 1, 2, 4, 6, 7, 14, 15, and 17-21 are rejected under 35 USC 102(b) as being unpatentable over Plank (U.S. Patent Number 6,126,130).

Claims 3, 5 and 16 are rejected under 35 USC 103(a) as being unpatentable over Plank (U.S. Patent Number 6,126,130), in view of Kemmner et al., (U.S. Patent Number 4,362,476). Claims 9 and 22 are rejected under 35 USC 103(a) as being unpatentable over Plank (U.S. Patent Number 6,126,130) in view of Gunther (DE 4,336,574), and Claim 23 is rejected under 35 USC 103(a) as being unpatentable over Hoover, 4,964,787, in view of Plank.

Applicant draws the attention of the Examiner to the fact that Plank (U.S. Patent Number 6,126,130) neither teaches nor suggests a suspension device for an electric pump of an assembly for drawing fuel in a motor vehicle comprising "arms in the form of a circular wall which extends between a first end linked by molding to the inside periphery of said outer support and a second free end which can be deformed and which is provided with a stud which rests on the outside periphery of said electric pump, without penetrating said outside periphery of said electric pump so as to allow a relative rotation between said stud and said electric pump" as set forth in Claim 1, as amended.

According to Plank, the arms have no free end which can be deformed and there is no stud resting on the outside periphery of said electric pump. Indeed according to Plank, the stud 16 penetrate into the pump housing and does not allow relative rotation between the stud and the electric pump.

Similarly, Gunther DE 43 36 574 does not teach arms having a free end which can be deformed and provided with a stud which rests on the outside periphery of said electric pump, without penetrating in said outside periphery of said electric pump so as to allow a relative rotation between said stud and said electric pump.

Consequently the combination of Plank and Gunther may not lead to the device of claim 1, since neither Plank nor Gunther teaches nor suggests the above features.

In view of the foregoing, it is submitted that all outstanding requirements have been addressed, and the claims pending for examination, namely claims 1-4, 9, and 14 – 21.

If there are any fees due in connection with the filing of this response, please charge those fees to our Deposit Account No. 02-2666. If a telephone interview would expedite the prosecution of this Application, the Examiner is invited to contact the undersigned at (310) 207-3800.

PETITION FOR EXTENSION OF TIME

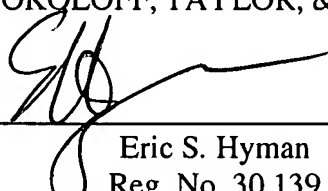
Per 37 C.F.R. 1.136(a) and in connection with the Office Action mailed on December 5, 2006, Applicant respectfully petitions Commissioner for a three- (3) month extension of time, extending the period for response to June 5, 2007. Attached is a check in the amount of \$1,810.00 to cover the petition filing fee for a 37 C.F.R. 1.17(a)(3) large entity. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR, & ZAFMAN

Dated: June 5, 2007

By: _____


Eric S. Hyman
Reg. No. 30,139

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025
(310) 207-3800

CERTIFICATE OF MAILING:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class Mail, With Sufficient Postage, In An Envelope Addressed To: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450


Linda Metz

6-5-2007
June 5, 2007

ESH/lmd